

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

v.

**DECISION AND ORDER
14-CR-214S**

EDWARD GREEN,

Defendant.

1. On August 12, 2015, the Defendant entered into a written plea agreement (Docket No. 132) and pled guilty to Count 20 of the Indictment (Docket No. 1) charging a violation of Title 21 U.S.C. § 860(a) (possession with intent to distribute, and distribution of, cocaine base within 1,000 feet of public housing property].

2. On August 12, 2015, the Honorable Leslie G. Foschio, United States Magistrate Judge, filed a Report and Recommendation (Docket No. 134) recommending that Defendant's plea of guilty be accepted and the Defendant adjudicated guilty.

3. This Court has not received objections to the Report and Recommendation in accordance with 28 U.S.C. §636(b)(1) and Local Rule 59(b).

4. This Court has carefully reviewed *de novo* Judge Foschio's August 12, 2015, Report and Recommendation, the plea agreement, the Indictment, and the applicable law. Upon due consideration, this Court finds no legal or factual error in Judge Foschio's Report and Recommendation, and will accept Judge Foschio's recommendation that Defendant's plea of guilty be accepted and that the Defendant be adjudicated guilty as charged.

IT HEREBY IS ORDERED, that this Court accepts Judge Foschio's August 12, 2015, Report and Recommendation (Docket No. 134) in its entirety, including the authorities cited and the reasons given therein.

FURTHER, that the plea of guilty of Defendant, Edward Green is accepted, and he is now adjudged guilty of Title 21 U.S.C. § 860(a).

SO ORDERED.

Dated: September 9, 2015
Buffalo, New York

/s/William M. Skretny
WILLIAM M. SKRETNY
United States District Judge